

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

C.H. ROBINSON WORLDWIDE, INC.,

Civil No. 08-6451 (JRT/AJB)

Plaintiff,

v.

ORDER OF DISMISSAL

FRESH EXPRESS, INC.,

Defendant.

Jennifer Pirozzi and Patrick Rooney, **FAFINSKI MARK & JOHNSON, PA**, 775 Prairie Center Drive, Suite 400, Eden Prairie, MN 55344, for plaintiff.

E. Lynn Perry, **PERRY IP GROUP ALC**, Four Embarcadero Center, 39th Floor, San Francisco, CA 94111; Raffi Zerounian, **HARVEY SISKIND LLP**, Four Embarcadero Center, 39th Floor, San Francisco, CA 94111; Linda Thompson and Peter Mikhail, **KENNEDY & GRAVEN**, 200 South Sixth Street, Suite 470, Minneapolis, MN 55402, defendant.

The Court having been advised that the above action has settled,

IT IS HEREBY ORDERED that this action is dismissed with prejudice, the Court retaining jurisdiction for forty-five days to permit any party to move or reopen the action, for good cause shown, or to submit and file a stipulated form of final judgment, or to seek enforcement of the settlement terms.

DATED: June 24, 2009
at Minneapolis, Minnesota.

s/John R. Tunheim
JOHN R. TUNHEIM
United States District Judge